

as are generally used for that purpose, in any of the waters of Pamlico and Roanoke sounds.

No oysters to be taken between May and September.

SEC. 2. That no person shall catch or take any oysters from any of said waters or their tributaries between the first day of May and the first day of September next thereafter ensuing, except for family use or immediate sale in North Carolina markets: *Provided*, this shall not prevent the owners or tenants of regularly licensed oyster gardens from catching oysters to plant therein.

Except for own use.

Violation made a misdemeanor.

SEC. 3. That any person who shall violate any of the provisions of the two preceding sections shall be guilty of a misdemeanor, and upon conviction thereof, shall for every offence be fined not more than fifty dollars or imprisoned not more than thirty days.

Repealing clause.

SEC. 4. That all laws and clauses of laws in conflict with this act be and the same are hereby repealed.

SEC. 5. That this act shall be in force from and after its ratification.

In the general assembly read three times, and ratified this the 17th day of February, A. D. 1885.

CHAPTER 75.

An act to amend section three thousand four hundred and fifteen of the Code.

The General Assembly of North Carolina do enact:

Fish law concerning Tar river not to include its tributary Fishing creek.

SECTION 1. That section three thousand four hundred and fifteen of the Code be amended by inserting the following proviso: "*Provided*, this section shall not apply to Fishing creek, one of the tributaries of Tar river."

SEC. 2. That this act shall be in force from and after its ratification.

In the general assembly read three times, and ratified this the 17th day of February, A. D. 1885.